



**EXTRAORDINARY**  
**प्राधिकार से प्रकाशित**  
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अण्डमान तथा निकोबार प्रशासन  
ANDAMAN AND NICOBAR ADMINISTRATION  
सचिवालय/SECRETARIAT

## NOTIFICATION

Port Blair, dated the 10<sup>th</sup> May, 2013

No. 92/2013/F.No.3-507/2013-Labour.— WHEREAS, a conciliation proceedings initiated by the Conciliation Officer, North and Middle Andaman between Miss Purnima Rani Das, Ex-DRM, by the Pradhan, Diglipur Gram Panchayat over the illegal termination of service, has failed.

AND, WHEREAS, the Conciliation Officer has forwarded a failure report on the conciliation proceedings vide No. ID/01/ALC/RGT/2012 dated 01.02.2013 to Government recommending to refer the case to Labour Court for adjudication under Section (4) of Section 12 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947).

NOW, THEREFORE, in exercise of the powers conferred under Sub-Section (1) of Section 10 read with Sub-Section (5) of Section 12 and Sub-Section (2-A) of Section 10 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947) read with the Notification No. LR-1(59)/55 dated 13<sup>th</sup> December, 1955 of the Government of India, Ministry of Labour and A&N Administration's Notification No. 144/2008/F.No.17-2/2007-Labour dated 7/10/2008, the Secretary (Labour), A&N Administration, after consideration of the report orders to refer the said disputes, in the following schedule of reference, to the Labour Court, Andaman and Nicobar Islands, Port Blair for adjudication and submission of award within a period of three months from the date of publication of this Notification in the Official Gazette.

## SCHEDULE OF REFERENCE

1. "Whether Pradhan of Diglipur Gram Panchayat is competent to appoint the Daily Rated Mazdoor for years together without prior approval of the Competent Authority as per Rules & Regulations applicable to the Gram Panchayat"?
2. "Whether Pradhan is covered under the definition of the Employer defined under Section 2(g) of the ID Act, 1947 as per the Gazette Notification No. 81 dated 24.04.2006 issued by the Andaman and Nicobar Administration"?
3. "If so, whether the demand of Miss Purnima Rani Das, Ex-DRM for regularization of daily rated period and appointed on regular basis against the termination of her services by the Pradhan of Diglipur Gram Panchayat is legal and justified? If so, what relief Miss Purnima Rani Das, Ex-DRM is entitled too?"

**By order of the Secretary (Labour),**

**Sd./-**  
**(Asiya Bibi)**  
**Deputy Secretary (Lab.)**